

EXHIBIT 2

From: [Andrew Kaufman](#)
To: [Premo-Hopkins, Mark W.](#); [Roopal P. Luhana](#)
Cc: [Vartain, Laura](#); [Sarah London](#); [Rachel B. Adams](#); [Steven Cohn](#); [Larsen, Beth](#); [Davidson, Jessica](#); [Carden, Alanna Ruth](#)
Subject: RE: Uber's Motion For Enforcement of the Protective Order
Date: Friday, August 22, 2025 1:49:13 PM

This message is from an EXTERNAL SENDER

Be cautious, particularly with links and attachments.

Hi Mark,

You can represent Plaintiffs' position as follows:

Plaintiffs defer to the Court on the timing of the hearing, but respectfully request that the Court not advance the due date for Plaintiffs' response to the motion, currently set for August 27.

Thanks,

Andrew

Andrew R. Kaufman

GIRARD | SHARP

415.287.7142 (direct)

415.981.4800 (main)

akaufman@girardsharp.com

www.girardsharp.com

From: Premo-Hopkins, Mark W. <mark.premohopkins@kirkland.com>

Sent: Friday, August 22, 2025 3:42 PM

To: Roopal P. Luhana <luhana@chaffinluhana.com>

Cc: Vartain, Laura <laura.vartain@kirkland.com>; Sarah London <slondon@girardsharp.com>; Rachel B. Adams <rabrams@peifferwolf.com>; Andrew Kaufman <akaufman@girardsharp.com>; Steven Cohn <cohn@chaffinluhana.com>; Larsen, Beth <beth.larsen@kirkland.com>; Davidson, Jessica <jessica.davidson@kirkland.com>; Carden, Alanna Ruth <alanna.carden@kirkland.com>

Subject: Re: Uber's Motion For Enforcement of the Protective Order

EXTERNAL EMAIL

Now with attachment.

Mark Premo-Hopkins, P.C.

KIRKLAND & ELLIS LLP

555 California Street, San Francisco

T 415 439 1910

M 312 497 6606

he / him / his

mark.premohopkins@kirkland.com

On Aug 22, 2025, at 4:40 PM, Premo-Hopkins, Mark W.

<mark.premohopkins@kirkland.com> wrote:

Counsel -

In further follow-up to our meet and confer last night, attached is a motion to set the hearing on Uber's motion for protective order to coincide with the Cisneros conference next Thursday.

To the extent counsel are able to cooperate as represented on our call yesterday, I'm optimistic that we will be able to report that for those attorneys the motion has been mooted.

Please let us know today if you oppose the motion to reset the hearing date.

Mark Premo-Hopkins, P.C.

KIRKLAND & ELLIS LLP

555 California Street, San Francisco

T 415 439 1910

M 312 497 6606

he / him / his

mark.premohopkins@kirkland.com

On Aug 22, 2025, at 1:57 PM, Premo-Hopkins, Mark W.

<mark.premohopkins@kirkland.com> wrote:

Roopal -

Following up on our conversation yesterday, below is a list of firms from whom we would expect the same certification that Uber requested and that plaintiffs' leadership has agreed to give.

As explained yesterday, some of these firms have already informed us that they do not intend to provide any further information.

Anapol Weiss

Herzfeld, Suetholz, Gastel, Leniski and Wall, PLLC
Justice Law Collaborative
Cutter Law PC
Cohen Hirsch, LP
Williams Hart & Boundas, LLP
Nigh Goldenberg Raso & Vaughn
Slater Slater Schulman LLP
Kenney Conley, PC
Levin Simes, LLP
Edelson PC
Clarkson Law Firm, P.C.
Nachawati Law Group
Lieff Cabraser Heimann & Bernstein, LLP
Pulaski Law Firm, PLLC
Harding Mazzotti, LLP
Kherkher Garcia
Potter Handy, LLP
Simmons Hanly Conroy
Meyer Wilson
Wagstaff Law Firm
Christopher Ligori & Associates
Simon Greenstone Panatier, P.C.
Reich and Binstock, LLP
Walkup, Melodia, Kelly & Schoenberger
Queenan Law Firm, P.C.
Johnson Law Group
Erskine & Blackburn, PLLC
Davis Bethune Jones
D. Miller & Associates, PLLC
Grant & Eisenhofer
Ben Martin Law Group
Daly & Black, P.C.
Verhine & Verhine, PLLC

Mark Premo-Hopkins, P.C.

KIRKLAND & ELLIS LLP

555 California Street, San Francisco

T 415 439 1910

M 312 497 6606

he / him / his

mark.premohopkins@kirkland.com

On Aug 21, 2025, at 3:39 PM, Premo-Hopkins, Mark W.
<mark.premohopkins@kirkland.com> wrote:

Roopal - can you let me know your response to the email below and whether there is a time that works for you later today?

Also - given the parties and the Court's interest in fully understanding the facts here as soon as possible, would Plaintiffs join in a note to Judge Cisneros to move the hearing on Uber's motion from September 30 to September 3 or 4?

Mark Premo-Hopkins, P.C.

*** KIRKLAND & ELLIS LLP ***
KIRKLAND & ELLIS LLP
555 California Street, San Francisco
T 415 439 1910
M 312 497 6606

*** he / him / his ***
mark.premohopkins@kirkland.com

On Aug 21, 2025, at 11:06 AM, Premo-Hopkins, Mark W. <mark.premohopkins@kirkland.com> wrote:

Thanks, Roopal. Here is a proposed alternative with some minor changes.

We maintain that we will ultimately need to obtain certifications from all counsel on the plaintiffs' side that had access to the materials.

I can be available to discuss starting at 3:30 PT / 6:30 ET today. If that times works, can you please circulate an invite?

*****UBER DRAFT*****

- Each PSC law firm with access to MDL shared document and work product depositories will conduct an investigation and report to Uber's counsel by email the

following:

- I contacted each employee, contractor, consultant or agent (including expert witnesses) working with [INSERT FIRM NAME HERE], as well as any client who, to best of my knowledge and based on a reasonable investigation, had access to the compilation of sealed documents/exhibits (or a significant subset thereof) submitted in connection with Plaintiffs' summary judgment opposition in the JCCP. Each of the individuals confirmed to me they did not share or in any way provide access, directly or indirectly, to any of the documents referenced in the Article to the New York Times or its agents, either directly or indirectly. I did not contact consultants, contractors, agents, or experts that I knew were contacted by another law firm.
- ~~I do not have information suggesting that that any individual identified in paragraph 1 shared or in any way provided access, directly or indirectly, to any of the documents referenced in the~~

~~Article to the New York Times or its agents, either directly or indirectly. I do not have any knowledge or information relating to the identity of any person, entity or organization that was involved in any way - either directly or indirectly - in sharing confidential information with the New York Times.~~

OR

- The investigation described in paragraph 1 revealed information concerning the source of this unauthorized disclosure to the New York Times and then describe the circumstances of such disclosure.

1. Reports to Uber's counsel at [email address] are due by [insert reasonable date].

Mark Premo-Hopkins, P.C.

KIRKLAND & ELLIS LLP

555 California Street, San Francisco

T 415 439 1910

M 312 497 6606

he / him / his

mark.premohopkins@kirkland.com

From: Roopal Luhana

<Luhana@chaffinluhana.com>

Sent: Wednesday, August 20, 2025 12:14 PM

To: Premo-Hopkins, Mark W.

<mark.premohopkins@kirkland.com>

Cc: Vartain, Laura

<laura.vartain@kirkland.com>; Sarah London
<slondon@girardsharp.com>; Rachel Abrams
<rabrams@peifferwolf.com>; Andrew Kaufman
<akaufman@girardsharp.com>; Steven Cohn
<cohn@chaffinluhana.com>; Roopal Luhana
<Luhana@chaffinluhana.com>

Subject: Re: Uber's Motion For Enforcement of
the Protective Order

Thank you for your e-mail Mark. I'm available for a call tomorrow to discuss the matter further. However, as I mentioned to Laura yesterday and noted in my emails last week, we should have met and conferred before the Defendants filed the Motion to Enforce the Protective Order. We believe the Defendants should withdraw their Motion since the proper meeting and conferring process was not followed.

To address your concerns, MDL Leadership is willing to agree to the following:

- Each PSC law firm with access to MDL shared document and work product depositories will conduct an investigation and report to Uber's counsel by email the following:
 - o I contacted each employee, contractor, consultant or agent (including expert witnesses) working with [INSERT FIRM NAME HERE], as well as any client who, to best of my knowledge and based on a reasonable investigation, had access to the

compilation of sealed documents/exhibits (or a significant subset thereof) submitted in connection with Plaintiffs' summary judgment opposition in the JCCP. I did not contact consultants, contractors, agents, or experts that I knew were contacted by another law firm.

- Following reasonable investigation, I do not have information suggesting that that any individual identified in paragraph 1 shared or in any way provided access, directly or indirectly, to any of the documents referenced in the Article to the New York Times or its agents, either directly or indirectly.

OR

- The investigation described in paragraph 1 revealed information concerning the source of this unauthorized disclosure to the New York Times and then describe the circumstances of such disclosure.

2. Reports to Uber's counsel at [email address] are due by [insert reasonable date].

We believe this proposal adequately

addresses the concerns raised.

Best,
Roopal

Roopal Luhana | Partner

E: Luhana@chaffinluhana.com

P: [\(347\) 269-4461](tel:(347)269-4461)

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[<image003.png>](#)

[<image004.png>](#)

[<image005.png>](#)

Mailing Address:

Chaffin Luhana LLP 600 Third Ave.,
12th Flr. New York, NY 10016

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From: Premo-Hopkins, Mark W.
<mark.premohopkins@kirkland.com>
Sent: Tuesday, August 19, 2025 4:07 PM
To: Roopal Luhana
<Luhana@chaffinluhana.com>
Cc: Roopal Luhana
<Luhana@chaffinluhana.com>; Vartain, Laura
<laura.vartain@kirkland.com>
Subject: Re: Uber's Motion For Enforcement of
the Protective Order

Roopal - apologies for the delay in getting back to you. I was traveling internationally for work and did not get a chance to circle back.

I am happy to connect to discuss. I understand from Laura Vartain that you have a proposal for what plaintiffs' leadership counsel would be willing to do. Please send that along in advance.

Copying Laura here for visibility.

Are you available to discuss tomorrow or Thursday?

Mark Premo-Hopkins, P.C.

KIRKLAND & ELLIS LLP
333 W. Wolf Point Plaza, Chicago, IL 60654
T +1 312 862 2706
M +1 312 497 6606
F +1 312 862 2200

he / him / his
mark.premohopkins@kirkland.com

On Aug 14, 2025, at 6:28 PM,
Roopal Luhana
<Luhana@chaffinluhana.com>
wrote:

Hi Mark, I left you a VM on
your cell and work line today

to discuss above. Can you please give me a call when you get a chance? Thanks.

Best,
Roopal

Roopal Luhana | Partner

E: Luhana@chaffinluhana.com

P: [\(347\) 269-4461](tel:(347)269-4461)

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[<image003.png>](#)

[<image004.png>](#)

[<image005.png>](#)

Mailing Address:

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